

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KNUDSON ET AL. Examiner: U. HO  
Serial No.: 10/066,967 Group Art Unit: 3731  
Filed: FEBRUARY 4, 2002 Docket: 13033.5US01  
Confirmation No.: 4691 Notice of Allow. N/A  
Date:  
Due Date: SEPTEMBER 2, 2005  
Title: PHARYNGEAL WALL TREATMENT

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: , Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 on July 22, 2005.

By: 

Name: Linda M. Beckman

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**23552**

PATENT TRADEMARK OFFICE

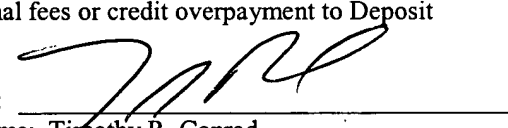
Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Other: Response to Restriction Requirement with Traverse and Request for Reconsideration
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
612.332.5300

By:   
Name: Timothy R. Conrad  
Reg. No.: 30,164  
TRC:lmb



3731  
JFW

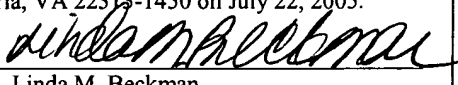
10/066,967

PATENT

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RESPONSE TO RESTRICTION WITH TRAVERSE AND  
REQUEST FOR RECONSIDERATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of June 2, 2005, Applicant makes the following elections.

IDENTIFICATION OF CLAIMS AS GENERIC OR WITHIN SPECIES I OR SPECIES II

Generic Claims

Applicant submits that claims 1, 10, 14, 15, 19 and 20 are generic. By generic it is meant that the claims cover injecting a biocompatible tissue stabilizer (the identifying feature of Species I) and would also cover mechanically securing a portion of the pharyngeal wall to an underlying structure (the identifying structure of Species II).

Species I.